



## INTERNATIONAL APPLICATION PUBLISHED UNDER THE PATENT COOPERATION TREATY (PCT)

<b>(51) International Patent Classification <sup>6</sup> :</b> <b>C12N 15/82, A01H 5/00, 7/00</b>	<b>A1</b>	<b>(11) International Publication Number:</b> <b>WO 00/15813</b> <b>(43) International Publication Date:</b> 23 March 2000 (23.03.00)
<b>(21) International Application Number:</b> PCT/NZ99/00155 <b>(22) International Filing Date:</b> 15 September 1999 (15.09.99) <b>(30) Priority Data:</b> 09/153,320                      15 September 1998 (15.09.98)      US 60/151,106                      27 August 1999 (27.08.99)              US <b>(71) Applicants:</b> GENESIS RESEARCH AND DEVELOPMENT CORPORATION LIMITED [NZ/NZ]; 1 Fox Street, Parnell, Auckland (NZ). FLETCHER CHALLENGE FORESTS LIMITED [NZ/NZ]; 585 Great South Road, Penrose, Auckland (NZ). <b>(72) Inventors:</b> FLINN, Barry; 115 Mokoia Road, Birkenhead, Auckland (NZ). CHEAH, Kheng, Tuan; Apartment 1804, 1655 Makaloa Street, Honolulu, HI 96814 (US). <b>(74) Agents:</b> BENNETT, Michael, Roy et al.; West-Walker Bennett, Mobil on the Park, 157 Lambton Quay, Wellington (NZ).		<b>(81) Designated States:</b> AE, AL, AM, AT, AU, AZ, BA, BB, BG, BR, BY, CA, CH, CN, CR, CU, CZ, DE, DK, DM, EE, ES, FI, GB, GD, GE, GH, GM, HR, HU, ID, IL, IN, IS, JP, KE, KG, KP, KR, KZ, LC, LK, LR, LS, LT, LU, LV, MD, MG, MK, MN, MW, MX, NO, NZ, PL, PT, RO, RU, SD, SE, SG, SI, SK, SL, TJ, TM, TR, TT, TZ, UA, UG, UZ, VN, YU, ZA, ZW, ARIPO patent (GH, GM, KE, LS, MW, SD, SL, SZ, TZ, UG, ZW), Eurasian patent (AM, AZ, BY, KG, KZ, MD, RU, TJ, TM), European patent (AT, BE, CH, CY, DE, DK, ES, FI, FR, GB, GR, IE, IT, LU, MC, NL, PT, SE), OAPI patent (BF, BJ, CF, CG, CI, CM, GA, GN, GW, ML, MR, NE, SN, TD, TG).  <b>Published</b> <i>With international search report.</i> <i>Before the expiration of the time limit for amending the claims and to be republished in the event of the receipt of amendments.</i>
<b>(54) Title:</b> METHODS FOR PRODUCING GENETICALLY MODIFIED PLANTS, PLANT MATERIALS AND PLANT PRODUCTS PRODUCED THEREBY		
<b>(57) Abstract</b>  Methods for producing genetically modified plants, particularly woody plants, and most particularly plants of the <i>Eucalyptus</i> and <i>Pinus</i> species, involve transformation of target plant material with a desired genetic construct and regeneration of the transformed plant material using an adventitious shoot bud system. The methods provide a high transformation efficiency and substantially reduce the duration of the transformation and regeneration protocols. Stem segments of a target plant are transformed using <i>Agrobacterium</i> -mediated techniques, and adventitious shoot buds are regenerated from the <i>Agrobacterium</i> -infected stem segments. Preferred culture media, including selection media, and improved plant culture techniques are disclosed.		

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## METHODS FOR PRODUCING GENETICALLY MODIFIED PLANTS, PLANT MATERIALS AND PLANT PRODUCTS PRODUCED THEREBY

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### Technical Field of the Invention

This invention relates to methods for producing genetically modified plants, particularly woody plants, and most particularly plants of the *Eucalyptus* and *Pinus* species, as well as to plants, plant materials and plant products produced by or from such genetic modification. This invention relates, more specifically, to techniques for producing genetically modified plants, including transgenic woody plants and interspecies hybrid woody plants, particularly of the *Eucalyptus* and *Pinus* species.

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### Background of the Invention

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Recent advances in plant genetic engineering have made possible the transfer of DNA into plants, including commercially important forestry tree species. The application of genetic engineering to commercially important forestry varieties provides opportunities to incorporate new or improved traits of commercial interest, such as disease resistance, male sterility, increased productivity, rooting ability, wood quality, and others, in forestry varieties.

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Commercial scale planting stocks of forestry varieties are generally produced directly from seed or from rooted cuttings. In both of these production systems, traditional plant-breeding techniques are used to produce superior planting stock. The application of genetic engineering techniques to stably incorporate homologous and/or heterologous genetic material into plants offers the potential of improved planting stocks compared to those developed using traditional breeding techniques.

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The overall efficiency of techniques for genetically modifying plants depends upon the efficiency of the transformation technique(s) used to stably incorporate the homologous and/or heterologous genetic material into plant cells or tissues, and the regeneration technique(s) used to produce viable plants from transformed cells. In general, the efficiency of transformation and regeneration techniques adapted for genetically modifying forestry plants, such as plants of the *Eucalyptus* species, is low.

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Publications report the successful transfer of DNA into commercial varieties of tree species, including *Eucalyptus*. "Prospects for *Eucalyptus* transformation," Biological

Sciences Symposium, TAPPI Press: pp.313-326, 1997. Genetic transformation has generally been achieved through *Agrobacterium*-mediated transformation. Transformation techniques have been demonstrated using reporter genes such as GUS ( $\beta$ -D-glucuronidase), *nptII* (neomycin phosphotransferase) and *cat* (chloramphenicol acetyl transferase). A reproducible and reliable tissue culture regeneration system is required for regenerating plants from transformed cells. Regeneration systems developed for use with forestry varieties have generally demonstrated very low levels of reproducibility and efficiency. Regeneration is generally the limiting factor in the production of transgenic forestry species.

Techniques for plant tissue culture have been developed and used extensively for micropropagation of various *Eucalyptus* species. LeRoux and Van Staden, "Micropropagation and tissue culture of *Eucalyptus*: a review," *Tree Physiology* 9:435-477, 1991. Techniques used for micropropagation generally involve axillary bud multiplication. The axillary bud is induced from the leaf axils of stem segments, the bud is allowed to elongate into a shoot, and it is then allowed to multiply in the same manner, producing more axillary shoots. When sufficient copies of a clone are produced, the shoots are rooted and then transplanted. This system has been widely used for commercial production of clones for reforestation because it reliably produces stably cloned propagules that are true to type.

Although the axillary bud multiplication system is well developed, it is not a preferred regeneration system for regenerating genetically modified plants. Transgenic plants produced using axillary bud multiplication regeneration techniques are often chimeric because the axillary buds are generated from preformed buds that may carry a mixture of transformed and non-transformed cells. Only portions of transgenic plants produced from chimeric tissues are transformed and carry the introduced genetic material.

Applicants are aware of two published protocols for regeneration of *Eucalyptus*. In a protocol published in *Plant Cell Reports* 13:473-476, 1994, an organogenesis pathway using leaf explants was described. In a protocol published in *Suid-Afrikaanse Bosbou tydskrif* 157:59-65, 1991, a somatic embryogenesis pathway using leaf explants was described. These reported systems demonstrated a low efficiency and, additionally, required an impractically long time period for the regeneration process. The long duration (six months) of the regeneration process is not commercially feasible. Furthermore, neither of these systems was successfully reproduced by applicants.

The success and efficiency of methods for producing genetically modified plants thus depends on the selection and optimization of a tissue culture regeneration system that provides *de novo* origination of plant material from transformed cells, and development of the genetically modified plant material to produce a genetically modified plant.

5 Techniques developed to date for genetically modifying forestry species such as *Eucalyptus* generally demonstrate low reproducibility of the regeneration protocol, long duration of regeneration, low efficiency of plant regeneration (0-5%), and low transformation efficiency. The present invention is directed to improved methods for producing genetically modified plants, particularly forestry species, and most particularly

10 plants of the *Eucalyptus* and *Pinus* species.

#### Summary of the Invention

The present invention involves methods for producing genetically modified plant material, particularly woody plant material of the *Eucalyptus* or *Pinus* species.

15 *Agrobacterium*-mediated transformation techniques, whereby one or more genetic construct(s) comprising a reporter gene and the genetic material desired to be introduced is transformed into an *Agrobacterium* strain using well-known techniques, are preferred. The target plant material is inoculated with *Agrobacterium* carrying the genetic construct of interest.

20 Preferred tissue explants of the target plant comprise stem segments from micropropagated shoot cultures. The target plant stem segments may be pretreated in a multiplication medium and then transferred to a shoot elongation medium to promote formation of mature shoots. Nodes may be excised from the target plant stem segments and leaves from the stem segments and/or selected nodes of the shoot explants are

25 preferably removed. The stem segments and/or nodes may be additionally wounded, such as by puncturing or cutting. The stem segments and/or nodes may then be incubated with a transformed *Agrobacterium* culture to inoculate the target plant explants with the desired genetic material. Following inoculation, regeneration of adventitious shoot buds from the *Agrobacterium* infected stem segments is promoted in tissue culture using a

30 combination of regeneration agents. The system of the present invention is advantageous for producing genetically modified plants because it employs transformation and regeneration techniques that provide *de novo* shoot origination from transformed cells.

Following a suitable period for adventitious shoot bud formation, putative transformed adventitious shoots may be excised from the stem segments. Selection techniques may then be used to identify successfully transformed adventitious shoot buds. The selection technique may vary, depending upon the reporter construct used. According to preferred embodiments, the reporter construct introduced to the *Agrobacterium* and, then, the explants, includes an antibiotic-resistance gene. In this system, suitable selection agents comprise antibiotic agents. A two stage selection technique is preferably employed, whereby the adventitious shoot buds are exposed to a first selection medium having a first concentration of the selection agent, preferably an antibiotic, and the surviving adventitious buds are then exposed to a second selection medium having a second concentration of the selection agent, the second selection agent concentration being greater than the first selection agent concentration. This two stage selection technique substantially eliminates the presence of chimeric shoots in the selected adventitious shoot buds.

Following selection of transformed adventitious shoots, the transformed adventitious shoot buds are transferred to a rooting medium and roots are generated using techniques that are well known in the art. Rooted shoots, or plantlets, may then be transferred to planting medium and planted to complete the transformation and regeneration procedure. The plantlets include the genetic material introduced using the genetic construct. Genetically modified plantlets may be grown to genetically modified mature plants. The products obtained from genetically modified mature plants, such as timber, wood pulp, fuel wood, and the like, also contain the genetic modification.

The transformation and regeneration methods of the present invention are reproducible and substantially reduce the duration of transformation and regeneration of genetically modified plant materials compared to methods previously reported for forestry plant species. Applied to the *Eucalyptus* species, methods of the present invention reduce the time required for transformation and regeneration from six months or more to about ten to fifteen weeks. This reduction is substantial. The methods of the present invention are suitable for commercial production of genetically modified plants, including forestry species such as *Eucalyptus* and *Pinus*.

The methods of the present invention for producing genetically modified plants and plant materials are especially suitable for use with forestry species, particularly *Eucalyptus* and *Pinus* species. These methods may provide the introduction of new

genes, additional copies of existent genes, or non-coding portions of a genome, into selected clones with little disturbance of the plant's genome. Genetic material that produces desirable traits, such as insect tolerance, disease resistance, herbicide tolerance, male sterility, rooting ability, cold tolerance, drought tolerance, salinity tolerance, and modification of wood properties and growth rates and properties, and the like, may be introduced. The genetic material introduced may be homologous or heterologous to the genome of the target plant.

The present invention also contemplates plants, plant materials, and plant products derived from genetically modified plants produced according to methods of the present invention. Plants include mature and immature plants grown from plantlets produced according to methods of the present invention, as well as progeny of such plants and plants propagated using materials from such plants. Plant materials include plant cells or tissues such as seeds, flowers, bark, stems, etc. of all such plants. Plant products include any materials derived from plant materials, such as wood products, pulp products, and the like.

#### Brief Description of the Drawings

The methods and materials of the present invention will be described in greater detail below with reference to the following Figures. The file of this patent contains at least one drawing executed in color. Copies of this patent with color drawing(s) will be provided by the Patent and Trademark Office upon request and payment of the necessary fee.

Figures 1A, 1B and 1C show GUS-positive stained *Eucalyptus* shoot buds produced as described in Examples 4 and 5. The blue staining indicates the transformed nature of the shoots.

Figure 2 demonstrated the stable integration of foreign DNA into *Eucalyptus* shoot buds, as described in Example 6. Lane 1 shows the molecular weight standard; Lane 2 shows the PCR product using *Eucalyptus* blue shoot bud DNA; and Lane 3 shows the PCR product using positive control plasmid DNA.

#### Description of Preferred Embodiments

Using the methods and materials of the present invention, the genome of a target plant may be modified by incorporating homologous or heterologous genetic material.

Additional copies of genes encoding certain polypeptides, or functional portions of certain polypeptides, such as enzymes involved in a biosynthetic pathway, may be introduced into a target plant using the methods of the present invention to increase the level of a polypeptide of interest. Similarly, a change in the level of a polypeptide of interest in a target plant may be achieved by transforming the target plant with antisense copies of genes encoding the polypeptide of interest, or a functional portion of the polypeptide of interest. Additionally, the number of copies of genes encoding different polypeptides, such as enzymes in a biosynthetic pathway, may be manipulated to modify the relative amount of each polypeptide synthesized, leading to the formation of an end product having a modified composition. Non-coding portions of polynucleotides, such as regulatory polynucleotides and polynucleotides encoding regulatory factors, such as transcription factors, and/or functional portions of transcription factors, and/or antisense copies of such regulatory factors, may also be introduced to target plant material to modulate the expression of certain polypeptides. These materials are exemplary of the types of genetic material suitable for modifying the genome of target plant material. Numerous other materials may also be introduced.

The methods of the present invention preferably employ shoot cultures of the target plant material as a starting material. Micropropagated shoot cultures may be generated by surface sterilizing young shoots from field grown juvenile and mature stage target plants in a sterilization medium, rinsing the sterilized shoots, and then exposing them to a multiplication or elongation medium. Suitable sterilization media, such as 0.01% mercuric chloride solution, are known, and repeated rinsing may be performed with sterile, distilled water. Alternatively, micropropagated shoot cultures may be obtained from forestry companies.

According to preferred embodiments, *in vitro* micropropagated shoot cultures are grown for a period of from one week to several weeks, preferably three weeks, on a multiplication medium. A preferred multiplication medium comprises full strength MS (Murashige and Skoog) medium (Sigma M5519), sucrose, Benzylaminopurine (BA), and Naphthalene Acetic Acid (NAA). The multiplication medium preferably comprises sucrose at a concentration of 30 g/l, BA at a concentration of 0.1mg/l, and NAA at a concentration of 0.01 mg/l in full strength MS medium.

The shoot cultures may then preferably be transferred to a shoot elongation medium. The shoot elongation medium additionally comprises a plant growth promoter,



such as gibberellic acid, at a concentration of about 1 mg/l. Shoot cultures are preferably exposed to the shoot elongation medium for at least three weeks, more preferably for four to six weeks. Shoot cultures are preferably subcultured to fresh medium every two to four weeks, and are preferably transferred to fresh medium about two to three weeks before transformation. Shoots of the target plant material are preferably allowed to grow to a size of from 1 to 8 cm in length, more preferably from about 3 to 4 cm in length, before they are transformed to incorporate the desired genetic material.

Unless otherwise noted, *in vitro* cell culture conditions preferably include a 16 hour photoperiod using cool white fluorescent lighting and temperatures of about 20°C. Cultures are preferably grown in Petri dishes, with multiple shoots per Petri dish, and with the shoots arranged horizontally.

The "genetic material" transformed into the target plant material includes one or more genetic construct(s) comprising one or more polynucleotide(s) desired to be introduced to the target plant material, and a reporter construct. Genetic constructs introduced into the target plant material may comprise genetic material that is homologous and/or heterologous to the target plant material, and may include polynucleotides encoding a polypeptide or a functional portion of a polypeptide, polynucleotides encoding a regulatory factor, such as a transcription factor, non-coding polynucleotides such as regulatory polynucleotides, and antisense polynucleotides that inhibit expression of a specified polypeptide. The genetic construct may additionally comprise one or more regulatory elements, such as one or more promoters. The genetic construct is preferably functional in the target plant.

According to one embodiment, the genetic constructs used in connection with the present invention include an open reading frame coding for at least a functional portion of a polypeptide of interest in the target plant material. A polypeptide of interest may be a structural or functional polypeptide, or a regulatory polypeptide such as a transcription factor. As used herein, the "functional portion" of a polypeptide is that portion which contains the active site essential for affecting the metabolic step, *i.e.* the portion of the molecule that is capable of binding one or more reactants or is capable of improving or regulating the rate of reaction. The active site may be made up of separate portions present on one or more polypeptide chains and will generally exhibit high substrate specificity.

A target plant may be transformed with more than one genetic construct of the present invention, thereby modulating a biosynthetic pathway for the activity of more than one polypeptide, affecting an activity in more than one tissue or affecting an activity at more than one expression time. Similarly, a genetic construct may be assembled  
5 containing more than one open reading frame coding for a polypeptide or more than one non-coding region of a gene.

The word "polynucleotide(s)," as used herein, means a polymeric collection of nucleotides and includes DNA and corresponding RNA molecules, both sense and anti-sense strands, and comprehends cDNA, genomic DNA and recombinant DNA, as well as  
10 wholly or partially synthesized polynucleotides. A polynucleotide may be an entire gene, or any portion thereof. Operable anti-sense polynucleotides may comprise a fragment of the corresponding polynucleotide, and the definition of "polynucleotide" includes all such operable anti-sense fragments.

Identification of genomic DNA and heterologous species DNA can be  
15 accomplished by standard DNA/DNA hybridization techniques, under appropriately stringent conditions, using all or part of a cDNA sequence as a probe to screen an appropriate library. Alternatively, PCR techniques using oligonucleotide primers that are designed based on known genomic DNA, cDNA and protein sequences can be used to amplify and identify genomic and cDNA sequences. Synthetic DNA corresponding to  
20 the identified sequences and variants may be produced by conventional synthetic methods. All of the polynucleotides described herein are isolated and purified, as those terms are commonly used in the art. A polynucleotide of interest, as used herein, is a polynucleotide that is homologous or heterologous to the genome of the target plant and alters the genome of the target plant.

25 As used herein, the term "polypeptide" encompasses amino acid chains of any length, including full length proteins, wherein amino acid residues are linked by covalent peptide bonds.

When the genetic construct comprises a coding portion of a polynucleotide, the genetic construct further comprises a gene promoter sequence and a gene termination  
30 sequence operably linked to the polynucleotide to be transcribed. The gene promoter sequence is generally positioned at the 5' end of the polynucleotide to be transcribed, and is employed to initiate transcription of the polynucleotide. Promoter sequences are generally found in the 5' non-coding region of a gene but they may exist in introns or in

the coding region. When the construct includes an open reading frame in a sense orientation, the gene promoter sequence also initiates translation of the open reading frame. For genetic constructs comprising either an open reading frame in an antisense orientation or a non-coding region, the gene promoter sequence may comprise a transcription initiation site having an RNA polymerase binding site.

A variety of gene promoter sequences which may be usefully employed in the genetic constructs of the present invention are well known in the art. The promoter gene sequence, and also the gene termination sequence, may be endogenous to the target plant host or may be exogenous, provided the promoter is functional in the target host. For example, the promoter and termination sequences may be from other plant species, plant viruses, bacterial plasmids and the like.

Factors influencing the choice of promoter include the desired tissue specificity of the construct, and the timing of transcription and translation. For example, constitutive promoters, such as the 35S Cauliflower Mosaic Virus (CaMV 35S) promoter, will affect the activity of a polypeptide in all parts of the plant. Use of a tissue specific promoter will result in production of the desired sense or antisense RNA only in the tissue of interest. With genetic constructs employing inducible gene promoter sequences, the rate of RNA polymerase binding and initiation may be modulated by external stimuli, such as light, heat, anaerobic stress, alteration in nutrient conditions and the like. Temporally regulated promoters may be employed to effect modulation of the rate of RNA polymerase binding and initiation at a specific time during development of a transformed cell. Preferably, the original promoters from the enzyme gene in question, or promoters from a specific tissue-targeted gene in the organism to be transformed, such as *Eucalyptus* or *Pinus*, are used. Other examples of gene promoters which may be usefully employed in the present invention include mannopine synthase (mas), octopine synthase (ocs) and those reviewed by Chua et al. (*Science*, 244:174-181, 1989). Multiple copies of promoters, or multiple promoters, may be used to selectively stimulate expression of a polynucleotide comprising a part of the genetic construct.

The gene termination sequence, which is located 3' to the DNA sequence to be transcribed, may come from the same gene as the gene promoter sequence or may be from a different gene. Many gene termination sequences known in the art may be usefully employed in the present invention, such as the 3' end of the *Agrobacterium*

*tumefaciens* nopaline synthase gene. However, preferred gene terminator sequences are those from the original polypeptide gene, or from the target species being transformed.

The genetic constructs of the present invention also comprise a reporter gene or a selection marker that is effective in target plant cells to permit the detection of transformed cells containing the genetic construct. Such reporter genes and selection markers, which are well known in the art, typically confer resistance to one or more toxins. A chimeric gene that expresses  $\beta$ -D-glucuronidase (GUS) in transformed plant tissues but not in bacterial cells is a preferred selection marker for use in methods of the present invention. The binary vector pKIWI 105, constructed as described by Janssen and Gardner in *Plant Molecular Biology* 14:61-72, 1989, is an especially preferred selection marker. The preferred selection marker may be modified to provide multiple copies of a desired promoter, such as the Cauliflower mosaic virus 35S promoter. Plant material expressing GUS is resistant to antibiotics such as kanamycin. Another suitable marker is the *nptII* gene, whose expression results in resistance to kanamycin or hygromycin, antibiotics which are generally toxic to plant cells at a moderate concentration (Rogers et al. in Weissbach A and Weissbach H, eds., *Methods for Plant Molecular Biology*, Academic Press Inc.: San Diego, CA, 1988). Alternatively, the presence of the desired construct in transformed cells may be determined by means of other techniques that are well known in the art, such as Southern and Western blots.

Techniques for operatively linking the components of the genetic constructs used to transform target plant materials are well known in the art and include the use of synthetic linkers containing one or more restriction endonuclease sites as described, for example, by Sambrook et al. (*Molecular cloning: a laboratory manual*, CSHL Press: Cold Spring Harbor, NY, 1989). Genetic constructs used in methods of the present invention may be linked to a vector having at least one replication system, for example, *E. coli*, whereby after each manipulation, the resulting construct can be cloned and sequenced and the correctness of the manipulation determined.

For applications where amplification of a polypeptide is desired, an open reading frame encoding the polypeptide of interest, or a polynucleotide encoding a regulatory factor that modulates expression of the polypeptide of interest, may be inserted in the genetic construct in a sense orientation, such that transformation of a target plant with the genetic construct will produce an increase in the number of copies of the gene or an increase in the expression of the gene and, consequently, an increase in the amount of the

polypeptide. When down-regulation of a polypeptide is desired, an open reading frame encoding the polypeptide of interest may be inserted in the genetic construct in an antisense orientation, such that the RNA produced by transcription of the polynucleotide is complementary to the endogenous mRNA sequence. This, in turn, will result in a decrease in the number of copies of the gene and therefore a decrease in the amount of enzyme. Alternatively, modulation may be achieved by inserting a polynucleotide encoding a regulatory element, such as a promoter or a transcription factor, that modulates expression of the polynucleotide encoding the polypeptide of interest.

In another embodiment, the genetic construct used to transform the target plant material may comprise a nucleotide sequence including a non-coding region of a gene coding for a polynucleotide of interest, or a nucleotide sequence complementary to such a non-coding region. As used herein the term "non-coding region" includes both transcribed sequences which are not translated, and non-transcribed sequences within about 2000 base pairs 5' or 3' of the translated sequences or open reading frames. Examples of non-coding regions which may be usefully employed in the inventive constructs include introns and 5'-non-coding leader sequences. Transformation of a target plant with such a genetic construct may lead to a reduction in the amount of a selected polypeptide synthesized by the plant by the process of cosuppression, in a manner similar to that discussed, for example, by Napoli et al. (*Plant Cell* 2:279-290, 1990) and de Carvalho Niebel et al. (*Plant Cell* 7:347-358, 1995).

Genetic constructs may be used to transform a variety of plants using the methods of the present invention, including monocotyledonous (e.g., grasses, corn, grains, oat, wheat and barley), dicotyledonous (e.g., *Arabidopsis*, tobacco, legumes, alfalfa, oaks, *Eucalyptus*, maple), and Gymnosperms (e.g., Scots pine (Aronen, *Finnish Forest Res. Papers*, Vol. 595, 1996), white spruce (Ellis et al., *Biotechnology* 11:84-89, 1993), and larch (Huang et al., *In vitro Cell* 27:201-207, 1991). In preferred embodiments, the genetic constructs are employed to transform "woody plants," which are herein defined as a tree or shrub whose stem lives for a number of years and increases in diameter each year by the addition of woody tissue. The target plant is preferably selected from the group consisting of the *Eucalyptus* and *Pinus* species, most preferably from the group consisting of *Eucalyptus grandis* and *Pinus radiata*.

Techniques for stably incorporating genetic constructs into the genome of target plants are well known in the art and include *Agrobacterium*-mediated introduction,

electroporation, protoplast fusion, injection into reproductive organs, injection into immature embryos, high velocity projectile introduction, and the like. The choice of technique will depend upon the target plant to be transformed. For example, dicotyledonous plants and certain monocots and gymnosperms may be transformed by *Agrobacterium* Ti plasmid technology as described, for example by Bevan (*Nucleic Acids Res.* 12:8711-8721, 1984). Targets for the introduction of the genetic constructs of the present invention include tissues, such as leaf tissue, disseminated cells, protoplasts, seeds, embryos, meristematic regions, cotyledons, hypocotyls, and the like. Preferred target plant materials for transformation according to methods of the present invention include *in vitro* micropropagated shoot cultures prepared as described above.

Transfer of one or more genetic constructs into target plant shoots is preferably accomplished using *Agrobacterium*-mediated transformation techniques. Numerous *Agrobacterium* strains are suitable and are commercially available. *Agrobacterium tumefaciens* strain AGL1 (*Biotechnology* 9:963-967, 1991) is available and is a preferred *Agrobacterium* strain. Methods for transforming a population of the *Agrobacterium* strain with a genetic construct are well known. The freeze thaw method described in An et al., "Binary Vectors," in Gelvin SB and Schilperoort RA, eds, *Plant Molecular Biology Manual*, Dordrecht: Kluwer Academic Publishers, pp. A3/1 – A3/19, 1988, is a preferred method for transforming the *Agrobacterium* culture with the genetic construct of interest.

According to preferred embodiments, colonies of *Agrobacterium* carrying the genetic construct of interest are prepared for inoculation of the target plant material according to the following techniques. *Agrobacterium* colonies are grown on a growth medium such as YEP medium comprising yeast, peptone and sodium chloride. According to especially preferred embodiments, the growth medium comprises yeast at a concentration of 20g/l, peptone at a concentration of 20 g/l and sodium chloride at a concentration of 10 g/l. A single colony from the plate may be selected and grown in a culture medium comprising a selection agent for the selection marker. Suitable selection agents comprise, for example, antibiotics. According to an especially preferred embodiment using an *Agrobacterium* culture transformed with a genetic construct comprising a chimeric GUS gene, the selection agent is kanamycin. The selected *Agrobacterium* colony is preferably grown in YEP medium comprising kanamycin and rifampicin. Preferred medium comprises 100 mg/l kanamycin and 50 mg/l rifampicin. Cultures may be incubated at 29°C with vigorous shaking for several hours. The culture

may then be centrifuged, washed, and resuspended in medium such as an MS medium comprising acetosyringone at a concentration of 50  $\mu$ M. The inoculum is preferably adjusted to an OD<sub>600</sub> of about 0.15, and cultured on a shaker for several hours at 29°C before inoculation.

5           Mature shoots of the target plant material prepared as described above are selected for transformation. Stem segments from each node are excised. Stem segments from the second and third nodes are preferred for use in methods of the present invention. All leaves are preferably peeled from the stems, and additional wounding may be inflicted to enhance the efficacy and efficiency of *Agrobacterium* inoculation. Wounding of the stems segments preferably takes place in proximity to the axillary region of each node, such as in areas adjacent to and surrounding the axillary region of each node. Wounding involves exposing cells below the exterior cellular layer of stem segments to provide access to externally supplied gases or liquids. Wounding may involve puncturing the exterior cellular layer of stem segments using a needle or another sharp implement, or 10           may be achieved, for example, by light longitudinal cutting or scoring of the stem, such as with a scalpel blade. According to a preferred embodiment, a pre-induction procedure is used whereby the target plant nodes are placed in bud induction medium prior to wounding, and prior to *Agrobacterium* inoculation, to permit some axillary shoot growth prior to wounding and inoculation. The selected stem segments, preferably including the 15           second and third nodes, are inoculated with the *Agrobacterium* culture prepared as described above.

Inoculation of stem segments with the *Agrobacterium* suspension takes place under conditions that optimize infection of the stem segments. Incubation may be continued for at least about twenty minutes, more preferably about thirty minutes, on a 25           shaker at a temperature of about 20°C. According to a preferred embodiment, reduced pressure conditions are applied during at least a portion of the inoculation period. That is, during inoculation, the pressure in the area surrounding the stem segments and *Agrobacterium* suspension is reduced to a pressure less than that of the standard, ambient atmosphere. Application of a vacuum, for example, for at least a portion of the 30           inoculation period, may improve transformation efficiency. Application of a vacuum for at least about three minutes, and preferably for at least about five minutes, during inoculation, improves efficiency for many applications. Alternative suitable techniques are well known.

After incubation, excess suspension is removed and stem segments are transferred to a co-cultivation medium. A suitable co-cultivation medium comprises MS medium with about 0.4% glucose. According to a preferred embodiment, a phenolic compound, such as acetosyringone, is included in the co-cultivation medium at a concentration of at least about 1  $\mu$ M and, preferably, at a concentration of about 5  $\mu$ M. Other phenolic compounds having similar structural and/or functional properties may additionally or alternatively be used. According to yet another alternative embodiment, bud induction medium may be used following inoculation in the place of the co-cultivation medium described above. Suitable and preferred bud induction media preferably comprise MS media with sucrose, BA, and NAA, and are described below. Co-cultivation preferably takes place with the explant stem segments placed horizontally on the surface of the medium during a three-day co-cultivation period.

Following the co-cultivation period, stem segments are removed from the medium and washed. A preferred washing medium comprises MS medium with timentin, preferably at a concentration of 250 mg/l. Stem segments are then cultured, preferably vertically, in a first selection medium. The first selection medium preferably comprises MS medium, a carbon source, a cytokinin and/or an auxin, timentin and a selection agent. Suitable carbon sources include sucrose and /or glucose at a concentration of from about 5 to 100 g/l. Sucrose at a concentration of more than about 2%, and preferably about 3%, is a preferred carbon source. Suitable cytokinins include BA, Dimethylallylaminopurine (2iP), Kinetin (K) and Zeatin (Z) at a concentration of from about 0.1 to 10 mg/l. Suitable auxins include NAA, Indoleacetic acid (IAA), Indolebutyric acid (IBA), and 2,4-dichlorophenoxyacetic acid (2,4-D) at a concentration of about 0.001 to 1 mg/l. The preferred concentration of timentin is about 250mg/l. The preferred selection agent is kanamycin at a concentration of about 50 mg/l. The choice and concentration of the selection agent will depend upon the selection marker introduced in the genetic construct. The pH of the first selection medium is preferably adjusted to about 5 to 6. Stem segments are subcultured in fresh medium each week for at least about 4 to 5 weeks until adventitious buds are produced from the stem segments.

Putative transformed adventitious shoots are excised from the stem segments and transferred to shoot elongation medium or a second selection medium. A preferred shoot elongation medium comprises full strength MS medium, sucrose at a concentration of about 30 g/l, BA at a concentration of about 0.1 mg/l, NAA at a concentration of about



0.01 mg/l, gibberellic acid at a concentration of about 1 mg/l, and a selection agent at a concentration greater than the concentration of the selection agent in the first selection medium. The choice and concentration of the selection agent will depend upon the selectable marker in the genetic construct. Kanamycin at a concentration of greater than  
5 50 mg/l is a preferred selection agent for the second selection medium. Kanamycin at a concentration of about 100 mg/l is an especially preferred selection agent. Geneticin and neomycin are also suitable selection agents. The shoot elongation medium or second selection medium also preferably comprises Timentin at a concentration of about 250 mg/l. GUS staining of the stem segments of the shoots may also be monitored to  
10 eliminate chimeric shoots. This may be accomplished by taking cross sections of the basal regions of putative transformed shoots and staining overnight according to methods described in Stomp, "Histochemical localization of  $\beta$ -glucuronidase," in *GUS Protocols: using the GUS gene as a reporter of gene expression*, pp. 103-113, 1992. To ensure chimera-free transgenic plants, only the shoots showing 100% GUS staining may be  
15 selected for plantlet development.

Transformed shoots are transferred to a suitable rooting medium. A preferred rooting medium comprises Gamborg medium (Sigma G5893) or Knop medium (Knop, *Landw. Versuchs. Stat.* 7:93-107, 1865) comprising IBA at a concentration of about 1 mg/l, a selection agent such as kanamycin at a concentration of about 100 mg/l, and  
20 timentin at a concentration of about 250 mg/l. Rooting is accomplished in a period of from about two to four weeks and may involve an initial culture period in the dark to allow initial root development, followed by transfer to standard photoperiod conditions. During elongation and rooting, explants may be transferred to larger culture vessels, such as Magenta boxes. Rooted shoots, or plantlets, may be transferred to a growth medium  
25 and grown to mature, genetically modified plants. Genetically modified plants produced according to the methods disclosed herein may be reproduced, for example, using standard clonal propagation techniques such as axillary bud multiplication techniques.

The following examples are offered by way of illustration and not by way of limitation. Examples 1 to 3 describe experiments involving optimization of the  
30 regeneration and transformation protocols for *Eucalyptus* transformation. All refer to adventitious bud induction from stem segments obtained from *in vitro* micropropagated shoot cultures of *E. grandis* x *nitens* clone 910.59 (Fletcher Challenge Forests, Ltd., New Zealand). The tissue culture conditions in all examples, unless otherwise noted,

were: temperature 20°C, 16 hour photoperiod, and cool white fluorescent lighting. These tissue culture conditions are generally preferred. All cultures were placed in 20 x 100 mm Petri dishes, 10 stem segments per dish.

## 5 Plant Materials

All plant materials were provided by Te Teko laboratory, Fletcher Challenge Forests Ltd., New Zealand. *E. grandis* X *E. nitens* clones 910.59, 910.62 and 910.64 were obtained as *in vitro* micropropagated shoot cultures grown on a multiplication medium (full strength MS medium, sucrose 30 g/l, BA 0.1 mg/l, and NAA 0.01 mg/l) for  
10 3 weeks, and then transferred to elongation medium (full strength MS medium, sucrose 30 g/l, BA 0.1 mg/l, NAA 0.01 mg/l and gibberellic acid 1 mg/l) for 4 to 6 weeks.

## Agrobacterium Construct

The construction of the binary vector pKIWI is described by Janssen and Garner  
15 in *Plant Molecular Biology* 14:61-72, 1989. This construct contains a chimeric gene, which expresses  $\beta$ -D-glucuronidase (GUS) in transformed plant tissues but not in bacterial cells, since the GUS gene lacks a bacterial ribosome-binding site. Binary plasmid vector pKIWI 105 was transformed into *Agrobacterium tumefaciens* strain AGL1 (*Biotechnology* 9:963-967, 1991) by the freeze thaw method described in An et al.,  
20 "Binary vectors," in Gelvin SB and Schilperoort RA, eds., *Plant Molecular Biology Manual*, Dordrecht: Kluwer Academic Publishers, pp. A3/1 – A3/19, 1988.

## Preparation of Agrobacterium for Transformation

Colonies of *Agrobacterium* strain AGL1 carrying pKIWI 105 were grown on YEP  
25 medium (yeast 20 g, peptone 20 g, NaCl 10 g) for 2-3 days. A single colony from the plate was selected and grown in a culture tube containing 5 ml of YEP medium with kanamycin 100 mg/l and rifampicin 50 mg/l. Cultures were incubated at 29°C with vigorous shaking. The overnight *Agrobacterium* culture was centrifuged at 3000g for 20 minutes and resuspended with YEP; then washed 3 more times. The cells were  
30 resuspended in 1/10 sterile MS medium with the addition of 50  $\mu$ M acetosyringone and the OD<sub>600</sub> of the inoculum was adjusted to around 0.15. Cultures were allowed to grow on a shaker for 3 to 4 hours at 29°C before inoculation.

### Preparation of Plant Materials for Transformation

*In vitro* shoot cultures were subcultured in a multiplication medium (Full strength MS medium, sucrose at 30 g/l, BA at 0.1 mg/l, and NAA at 0.1 mg/l) for 3 weeks, and then transferred to shoot elongation medium (full strength MS medium, sucrose 30 g/l, BA 0.1 mg/l, NAA 0.01 mg/l and gibberellic acid 1 mg/l) for 4 to 6 weeks. All cultures were transferred to fresh medium 2-3 weeks before transformation.

Mature shoots of 3-4 cm were chosen. To maximize adventitious bud induction, only stem segments from the second and third nodes were used. All leaves were peeled and discarded. Additional wounding was achieved by light longitudinal cutting of both sides of the stem with a scalpel blade. Second and third nodes of the shoots were carefully excised and placed in a flask containing the *Agrobacterium* suspension.

### Inoculation of Explants with *Agrobacterium* and Regeneration of Putative Transgenic Shoots

Stem segments were incubated with the *Agrobacterium* suspension, prepared as described above, for 30 minutes on a shaker at 100 rpm at 20°C. After incubation, excess suspension was blotted with sterile tissue papers, stem segments were then transferred to a co-cultivation medium (MS medium with 0.4% glucose). All explants were placed horizontally onto the surface of the medium during the 3 day co-cultivation period. After co-cultivation, all stem segments were removed from the medium, washed with MS medium containing 250 g/L timentin 3 times for 5 minutes each. After washing, stem segments were cultured vertically in selection medium (MS + 3% sucrose + cytokinin and auxin + timentin 250 mg/l + kanamycin 50 mg/l). In addition to kanamycin, selection of transformed tissues may be carried out using G-418, which is also known as geneticin or neomycin. Other selection agents corresponding to a selectable marker in the expression vector may also be used. Subculture of stem segments onto fresh medium was done every week for the first 4 weeks until adventitious buds were produced from the stem segments.

### Selection of Stably Transformed Shoots

Putative transformed adventitious shoots were excised from the stem segments. All shoots were transferred to shoot elongation medium (MS medium, sucrose 30 g/l, BA 0.1 mg/l, NAA 0.01 mg/l, gibberellic acid 1 mg/l, kanamycin 100 mg/l, timentin 250

mg/l) for 2 to 4 weeks. This second step of selection medium with a higher kanamycin concentration was included to further eliminate chimeric shoots which might have escaped from the first, lower kanamycin selection process. GUS staining of the stem segments of the shoots was monitored to further eliminate chimeric shoots. This was done by taking cross sections of the basal regions of all putative transformed shoots and staining overnight with GUS ("Histochemical localization of  $\beta$ -glucuronidase," in *GUS protocols: using the GUS gene as a reporter of gene expression*, pp. 103-113, 1992). Careful analysis of the GUS distribution patterns of the stem sections reveals shoots which are stably transformed (whole stem sections are stained blue) versus those which are partially blue, and those with no staining at all. To ensure 100% chimera-free transgenic plants, only those shoots which showed 100% GUS staining were selected for plantlet development.

#### Example 1

This experiment was designed to determine the best age of stem segments for adventitious bud induction. The basal medium used was full-strength Murashige and Skoog (MS) medium (Sigma M5519) and sucrose 30 g/l. The age of stem segments (apical, 1st, 2nd, 3rd and 4th nodes) were tested in combination with the concentrations of Benzylaminopurine (BA – 1, 2 and 3 mg/l). All media contained Naphthalene acetic acid (NAA) at 0.01 mg/l.

*In vitro* shoots of 3 – 4 cm were cut into single node segments. The leaves were removed prior to culture. Approximately twenty explants were cultured for each treatment. Cultures were transferred to fresh media every 3 weeks. Adventitious bud development assessments were done after 5 weeks in culture. The percentages of explants forming adventitious shoots for each treatment are listed below.

Age of Stem Segments	BA Concentration		
	1 mg/l	2 mg/l	3 mg/l
Apical Shoot Tips	25% (5/20)	5% (1/20)	33% (7/20)
First Node	57% (12/21)	35% (7/20)	20% (4/20)
Second Node	76% (16/21)	12% (6/20)	20% (4/20)
Third Node	75% (15/20)	15% (3/20)	15% (3/20)
Fourth Node	45% (9/20)	38% (8/21)	10% (2/20)

To maximize the number of adventitious buds induced from stem segments, only the 2nd and 3rd node segments were cultured on MS medium containing 30 g/l sucrose, 1 mg/l BA and 0.01 mg/l NAA for 4 weeks in subsequent transformation experiments.

5

### Example 2

This experiment was designed to determine the optimal concentration of kanamycin to be used for selection of transformed bud tissues. Explants were cultured as described at the end of Example 1, in combination with kanamycin levels of 0, 5, 10, 25, 50 or 100 mg/l. *In vitro* shoots of 3-4 cm in size were cut into single node segments, and the appropriate segments used. All leaves were removed prior to culture. Approximately thirty explants were used for each treatment. Cultures were transferred to fresh medium after 3 weeks in culture, and the percentage of bud inhibition determined after 5 weeks in culture.

15

	<b>Kanamycin</b>	<b>% of Stem Segments</b>	<b>% Bud Inhibition</b>
	<b>Concentration</b>	<b>Forming Adventitious Buds</b>	<b>Relative To Control</b>
	0 mg/l	80% (24/30)	0%
	5 mg/l	64% (18/28)	20%
20	10 mg/l	47% (14/30)	41%
	25 mg/l	33% (10/30)	59%
	50 mg/l	15% (14/31)	81%
	100 mg/l	3% (1/30)	96%

The highest degree of bud inhibition was found using 100 mg/l kanamycin. A lower level of selection (25 – 50 mg/l) will be used for the initial selection of transformed adventitious buds. For the effective selection against chimeric shoots, 100 mg/l kanamycin will be used for the subsequent selection of transformed shoots.

30

### Example 3

This experiment was designed to determine if a cytokinin pretreatment of stem segments prior to *Agrobacterium* infection improved the transformation efficiency. Second and third node segments were precultured on bud induction medium (MS medium

containing 30 g/l sucrose, 1 mg/l BA and 0.01 mg/l NAA) for 0, 1, 2, 4 or 7 days prior to *Agrobacterium* infection.

*In vitro* shoots of 3-4 cm in size were cut into single node segments. A minimum of 50 nodal segments (2nd and 3rd nodes) were used for each treatment. Cultures were transferred to fresh media every 3 weeks. All tissues were stained to detect GUS activity (Stomp, "Histochemical localization of  $\beta$ -glucuronidase," in *GUS Protocols: using the GUS gene as a reporter of gene expression*, pp. 103 – 113, 1992) as an indication of transformation.

10

Duration of Cytokinin Pretreatment	% of Total Explants GUS Positive	% of Total Explants GUS Positive in Buds
0 Days	9% (10/109)	4% (4/109)
1 Day	3% (2/73)	0%
3 Days	5% (3/60)	0%
4 Days	5% (3/60)	0%
7 Days	4% (2/53)	0%

15

The above results indicated that preculture of explants with cytokinin did not improve the transformation efficiency. In fact, explants turned brown following *Agrobacterium* infection. Except as otherwise indicated in subsequent transformation experiments, stem segments were infected with *Agrobacterium* immediately after excision.

20

25

#### Example 4

A preferred transformation and regeneration protocol, based on the previous Examples and the disclosure made herein, is as follows.

#### **Preparation of *in vitro* micropropagated stocks:**

30

Regular subculture of shoots in elongation medium every 3-4 weeks.

Duration = 3-4 weeks

#### **Preparation of *Agrobacterium* for transformation:**

Prepare fresh *Agrobacterium* cultures, centrifuge overnight culture and grow in 1/10 strength sterile MS medium, with the addition of 50 µM acetosyringone for 3-4 hours to an OD<sub>600</sub> of 0.3-0.5.

Duration = 2 days.

5

**Preparation of plant materials for transformation:**

Select elongated shoots of 3-4 cm in height, growing in a shoot elongation medium (MS medium containing 30 g/l sucrose, 0.1 mg/l BA, 0.01 mg/l NAA and 1 mg/l Gibberellic acid = GA3) Duration = continual

10

**Inoculation of explants with *Agrobacterium*:**

Incubate stem segments with *Agrobacterium* suspension for 30 minutes on a shaker (100 rpm) at 20°C. Transfer stem segments to a co-cultivation medium.

Duration = 3 days.

15

**Induction of putative transformed adventitious buds:**

Wash explants 3 x 5 minutes with MS medium containing 250 mg/l timentin on shaker. After washing, culture stem segments in bud induction/selection medium (MS medium containing 30 g/l sucrose, 1 mg/l BA, 0.01 mg/l NAA, 50 mg/l kanamycin and 250 mg/l timentin). Subculture to fresh medium weekly.

20

Duration = 3 – 4 weeks.

**Regeneration of putative transgenic shoots:**

Excise all putative transformed adventitious shoots and transfer to shoot elongation medium (MS medium containing 30 g/l sucrose, 0.1 mg/l BA, 0.01 mg/l NAA, 1 mg/l GA3, 100 mg/l kanamycin and 250 mg/l timentin).

25

Duration = 4 – 6 weeks.

**Production of transgenic plants:**

Select all GUS positive shoots and transfer to rooting medium (Gamborg or Knop medium containing 1 mg/l Indole-3-butyric acid = IBA, 100 mg/l kanamycin and 250 mg/l timentin)

30

Duration = 2 – 4 weeks)

The total duration of transformation and regeneration procedure is about 10 – 15 weeks.

#### Example 5

#### 5                    TRANSGENE EXPRESSION IN TRANSFORMED TISSUES

The basic protocol for *Eucalyptus* explant production, longitudinal wounding and *Agrobacterium* infection as described in Example 4 was followed, except that the *Agrobacterium* strain AGL1 contained pKIWI105 modified by the addition of a second  
10    Cauliflower mosaic virus 35S promoter fragment (positions –89 to 291) to yield a double 35S promoter driving the reporter GUS gene. Following co-cultivation, explants were cultured on bud induction/selection medium for a minimum of 4-5 weeks, after which explants were removed from culture and stained to detect GUS activity (Stomp, “Histochemical localization of  $\beta$ -glucuronidase.” in *GUS protocols: using the GUS gene*  
15    as a reporter of gene expression, pp. 103 – 113, 1992). Blue-stained (GUS-positive) shoot buds are shown in Figure 1. The blue-staining indicates the transformed nature of the shoots.

#### Example 6

#### 20                    DETECTION OF STABLE INTEGRATION OF DNA BY PCR

In addition to GUS staining, indication of stable integration of foreign DNA into plant DNA was carried out by using the Polymerase Chain Reaction (PCR) with genomic DNA as a template. DNA was isolated from a blue-stained *Eucalyptus* shoot bud using  
25    CTAB (Hexadecyltrimethylammonium Bromide) according to standard protocols.

Genomic DNA isolated from the blue shoot bud was used as template for PCR with primers 35S-GUS-1F (SEQ ID NO. 1) and 35S-GUS-2R (SEQ ID NO. 2). Cycling conditions were 94°C – 1 min (1 cycle); 94°C – 1 min, 55°C – 1 min, 72°C – 1 min (35 cycles); 72°C – 5 min (1 cycle). Plasmid DNA containing the introduced gene construct  
30    was used as a positive control. The DNA fragments were separated by agarose gel electrophoresis as shown in Figure 2.

The PCR product from DNA from the blue shoot bud shown in Figure 2, Lane 2 is identical in size to the expected band obtained from the control plasmid DNA (Lane 3), indicating that the *Eucalyptus* DNA is transformed with the introduced DNA. PCR



reactions using blue shoot DNA and *Agrobacterium virG* gene primers were negative, indicating that contaminating bacterial DNA was not present in the *Eucalyptus* DNA sample.

5

Example 7

# MODIFICATIONS TO EXPLANT INOCULATION/INFECTION PROTOCOL FOR TRANSFORMATION

*Eucalyptus* nodes were produced as in Example 4, then wounded by puncturing at least the outer cellular layer using a sterile 30 ½ gauge needle in the regions adjacent to and surrounding the axillary region of each node. Following wounding, explants were infected with *Agrobacterium* containing the double 35S-GUS construct, as described in Example 5, followed by co-cultivation on bud induction medium without selection. After co-cultivation, explants were transferred to bud induction/selection medium for continued growth and development. Explants were stained for GUS activity as in Example 5 at 4-5 weeks post-infection.

Treatment	% of Total GUS-Positive Explants in Buds
Non-transformed control	0%
Needle wounded	9%

The above results indicate that needle wounding, as well as co-cultivation on bud induction medium, yielded transformed shoot buds.

*Eucalyptus* nodes were placed onto bud induction medium without selection for 7 days, to allow some axillary shoot growth. Following this, the basal region of each developing axillary shoot (below the lower-most leaves) was wounded using a scalpel or needle and explants placed into a suspension of *Agrobacterium*, as described in Example 5. In addition, following placement in bacterial solution, the explants were placed under vacuum using a vacuum pump, for 7 minutes, followed by co-cultivation on MS + 0.4% glucose medium and subsequent growth on bud induction/selection medium as described in Example 5. Explants were stained for GUS activity as in Example 5 at 4-5 weeks post-infection.

Treatment	% of Total GUS-Positive Explants in Buds
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Non-transformed control	0%
Scalpel wound + vacuum	5%

The above results indicate that wounding of axillary shoots from pre-induced *Eucalyptus* nodes can be used as a method of targeting explant tissues for *Agrobacterium* infection and transformation.

Example 8  
EFFECT ON TRANSFORMATION OF ACETOSYRINGONE  
IN THE CO-CULTIVATION MEDIUM

The inclusion of a phenolic compound, acetosyringone, in the co-cultivation medium was tested. *Eucalyptus* nodal sections were infected with *Agrobacterium* containing the double 35S-GUS construct, as described in Example 5, and then allowed to co-cultivate on MS + 0.4% glucose medium containing acetosyringone, as described in Example 5. Following co-cultivation, explants were placed onto bud induction/selection medium for subsequent growth. Explants were stained for GUS activity as in Example 5 at 4-5 weeks post-infection.

Co-Cultivation Treatment (Acetosyringone)	% of Total GUS-Positive Explants in Buds	
	5%	0 $\mu$ M
	5 $\mu$ M	8%

The above results indicate that the inclusion of 5  $\mu$ M acetosyringone in the co-cultivation medium enhances transformation efficiency.

Bud induction medium was tested as an alternative to co-cultivation medium comprising MS + 0.4% glucose. *Eucalyptus* nodal sections as described in Example 5 were used for *Agrobacterium* infection. During the infection, explants were infected under vacuum for 7 minutes. Explants were then placed on MS + 0.4% glucose or bud induction medium without a selection agent for the co-cultivation period, followed by culture on bud induction/selection medium, as described in Example 5. Explants were stained for GUS activity as in Example 5 at 4-5 weeks post-infection.

Co-Cultivation Treatment	% of Total GUS-Positive Explants in Buds
MS + 0.4% glucose	5%
Bud induction medium	8%

The above results indicate that the use of bud induction medium during co-cultivation enhanced transformation efficiency.

5

#### Example 9

An alternative preferred transformation and regeneration protocol, based on the previous examples and the disclosure made herein, is as follows.

#### **Preparation of *in vitro* micropropagated stocks:**

- 10 Regular subculture of shoots in elongation medium every 3-4 weeks.  
Duration = 3-4 weeks

#### **Preparation of *Agrobacterium* for transformation:**

- Prepare fresh *Agrobacterium* cultures, centrifuge overnight culture, and grow in 1/10  
15 strength sterile MS medium, with the addition of 50  $\mu$ M acetosyringone for 3-4 hours to  
an OD<sub>600</sub> of 0.3-0.5.  
Duration = 2 days

#### **Preparation of plant materials for transformation:**

- 20 Select elongated shoots of 3-4 cm in height, growing in a shoot elongation medium (MS  
medium containing 30 g/l sucrose, 0.1 mg/l BA, 0.01 mg/l NAA, and 1 mg/l Gibberellic  
acid = GA3). Cut the shoots into single node stem segments. Second and third node  
segments are preferred for inoculation. Optionally, place the single node stem segments  
on bud induction medium for at least 3-4 days to stimulate some axillary shoot growth.  
25 Duration = continual

#### **Inoculation of explants with *Agrobacterium*:**

- Remove any leaves and wound the single node stem segments by puncturing at least the  
outer cellular layer in a region adjacent to or surrounding the axillary region of each node.  
30 Incubate stem segments with *Agrobacterium* suspension for 30 minutes on a shaker  
(100 rpm) at 20°C. Apply a vacuum during at least a portion of the inoculation period.  
Transfer stem segments to a co-cultivation medium optionally comprising a phenolic  
compound, such as acetosyringone.

**Preparation of *in vitro* micropropagated stocks:**

Regular subculture of shoots in elongation medium every 3-4 weeks.

Duration = 3-4 weeks

5   **Preparation of *Agrobacterium* for transformation:**

Prepare fresh *Agrobacterium* cultures, centrifuge overnight culture, and grow in 1/10 strength sterile MS medium, with the addition of 50  $\mu$ M acetosyringone for 3-4 hours to an OD<sub>600</sub> of 0.3-0.5.

Duration = 2 days

10

**Preparation of plant materials for transformation:**

Select elongated shoots of 3-4 cm in height, growing in a shoot elongation medium (MS medium containing 30 g/l sucrose, 0.1 mg/l BA, 0.01 mg/l NAA, and 1 mg/l Gibberellic acid = GA3). Cut the shoots into single node stem segments. Second and third node segments are preferred for inoculation. Optionally, place the single node stem segments

15

on bud induction medium for at least 3-4 days to stimulate some axillary shoot growth.

Duration = continual

**Inoculation of explants with *Agrobacterium*:**

20   Remove any leaves and wound the single node stem segments by puncturing at least the outer cellular layer in a region adjacent to or surrounding the axillary region of each node. Incubate stem segments with *Agrobacterium* suspension for 30 minutes on a shaker (100 rpm) at 20°C. Apply a vacuum during at least a portion of the inoculation period. Transfer stem segments to a co-cultivation medium optionally comprising a phenolic compound, such as acetosyringone.

25

Duration = 3-10 days

**Induction of putative transformed adventitious buds:**

Wash explants 3 x 5 minutes with MS medium containing 250 mg/l timentin on shaker.

30

After washing, culture stem segments in bud induction/selection medium (MS medium containing 30 g/l sucrose, 1 mg/l BA, 0.01 mg/l NAA, 50 mg/l kanamycin, and 250 mg/l timentin). Subculture to fresh medium weekly.

Duration = minimum 4-5 weeks

**Regeneration of putative transgenic shoots:**

Excise all putative transformed adventitious shoots and transfer to shoot elongation medium  
5 (MS medium containing 30 g/l sucrose, 0.1 mg/l GA, 0.01 mg/l NAA, 1 mg/l GA3,  
100 mg/ kanamycin, and 250 mg/l timentin).

Duration = 4-6 weeks

**Production of transgenic plants:**

10 Select all GUS positive shoots and transfer to rooting medium (Gamborg or Knop  
medium containing 1 mg/l Indole-3-butyric acid = IBA, 100mg/l kanamycin, and  
250 mg/l timentin).

Duration = 2-4 weeks

15 SEQ ID NOS: 1-2 are set out in the attached Sequence Listing. The codes for  
nucleotide sequences used in the attached Sequence Listing, including the symbol "n,"  
conform to WIPO Standard ST.25 (1998), Appendix 2, Table 1. All references cited  
herein, including patent references and non-patent publications, are hereby incorporated  
by reference in their entireties. While in the foregoing specification, this invention has  
20 been described in relation to certain preferred embodiments, and many details have been  
set forth for purposes of illustration, it will be apparent to those skilled in the art that the  
invention is susceptible to additional embodiments and that certain of the details  
described herein may be varied considerably without departing from the basic principles  
of the invention.

We Claim:

1. A method for producing genetically modified plant material comprising:  
culturing stem segments of a target plant;  
5 transforming the stem segments with a genetic construct;  
promoting regeneration of adventitious shoot buds from the transformed stem  
segments; and  
selecting transformed adventitious shoot buds.
2. A method according to Claim 1, wherein the target plant is a woody plant.
- 10 3. A method according to Claim 2, wherein the target plant is selected from the  
*Eucalyptus* and *Pinus* species.
4. A method according to Claim 1, wherein the genetic construct comprises a  
reporter gene and a polynucleotide desired to be introduced into the target plant.
5. A method according to Claim 1, wherein the stem segments are derived from  
15 micropropagated shoot cultures.
6. A method according to Claim 1, wherein the target plant stem segments are  
pretreated in a multiplication medium and then transferred to a shoot elongation  
medium.
7. A method according to Claim 1, wherein transforming the stem segment  
20 comprises incubating the stem segment with an *Agrobacterium* culture  
transformed with the genetic construct
8. A method according to Claim 7, wherein the stem segments are wounded prior to  
incubation with the *Agrobacterium* culture.
9. A method according to Claim 1, additionally comprising excision of adventitious  
25 shoots from the stem segments prior to selection of the transformed adventitious shoot  
buds.
10. A method according to Claim 1, wherein the genetic construct comprises a  
selection marker that confers resistance to a selection agent, the method additionally  
comprising selecting transformed adventitious shoot buds by exposing the adventitious  
30 shoot buds to a first selection medium having a first concentration of a selection agent  
and subsequently exposing the adventitious shoot buds surviving exposure to the first

selection medium to a second selection medium having a second concentration of a selection agent greater than the first concentration.

11. A method according to Claim 10, wherein the first and second selection media comprise kanamycin.

5 12. A method according to Claim 11, wherein the first selection medium has a concentration of kanamycin less than or equal to 50 mg/l, and the second selection medium has a concentration of kanamycin greater than 50 mg/l.

13. A method according to Claim 1, wherein the genetic construct comprises genetic material that is homologous to the genome of the target plant.

10 14. A method according to Claim 1, wherein the genetic construct comprises genetic material that is heterologous to the genome of the target plant.

15 15. A method according to Claim 1, wherein the genetic construct comprises genetic material that affects one of the following phenotypic properties of the target plant: insect tolerance; disease resistance; herbicide tolerance; sterility; rooting ability; temperature tolerance; drought tolerance; salinity tolerance; wood properties; and growth rates.

16. A method according to Claim 1, wherein the genetic construct comprises genetic material encoding a polypeptide of interest or a functional portion of a polypeptide of interest.

20 17. A method according to Claim 1, wherein the genetic construct comprises an antisense copy of a gene or a portion of a gene encoding a polypeptide of interest or a functional portion of a polypeptide of interest.

18. A method according to Claim 7, additionally comprising exposing the stem segments to a reduced pressure atmosphere during incubation with the *Agrobacterium* culture.

25 19. A method according to Claim 1, wherein the genetic construct comprises at least one promoter region.

20. A method according to Claim 1, wherein the genetic construct comprises more than one promoter region.

30 21. A method according to Claim 1, additionally comprising promoting axillary shoot growth prior to transforming.

22. A method according to Claim 1, additionally comprising transferring the transformed adventitious shoot buds to a rooting medium and forming plantlets.

23. A method according to Claim 22, additionally comprising transferring the plantlets to a planting medium and growing the plantlets to form mature, genetically modified plants.
24. Genetically modified plants produced according to the method of Claim 23.
- 5 25. Plant materials and plants derived from the genetically modified plants of Claim 24.
26. Plant products derived from the genetically modified plants of Claim 24.
- 27 Genetically modified plant materials produced according to the method of Claim 1.



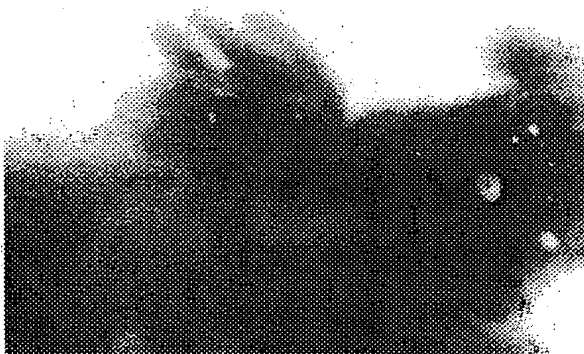
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**Figure 1A**

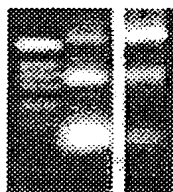


**Figure 1B**



**Figure 1C**

2/2  
Figure 2  
1 2 3



1  
SEQUENCE LISTING

<110> Genesis Research & Development Corporation Limited  
Fletcher Challenge Forests Limited

<120> Methods for producing genetically modified plants,  
plant materials and plant products produced thereby.

<130> 24769 MRB

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<150> US 09/153,320

<151> 1998-09-15

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<151> 1999-08-27

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## INTERNATIONAL SEARCH REPORT

International application No.

PCT/NZ 99/00155

<b>A. CLASSIFICATION OF SUBJECT MATTER</b>																						
Int Cl <sup>6</sup> : C12N 15/82 A01H 5/00, 7/00																						
According to International Patent Classification (IPC) or to both national classification and IPC																						
<b>B. FIELDS SEARCHED</b>																						
Minimum documentation searched (classification system followed by classification symbols) WPAT, CA: SEE BELOW																						
Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched AGRICOLA: SEE BELOW																						
Electronic data base consulted during the international search (name of data base and, where practicable, search terms used) WPAT: A01H-1, 7, 5 or C12N-15/82, 87, plant, woody, pinus, eucalypt, transform, transgenic, stem, hypocotyl, adventitious CA, AGRICOLA: transgenic, transform?, agrobacterium, adventitious, stem, hypocotyl																						
<b>C. DOCUMENTS CONSIDERED TO BE RELEVANT</b>																						
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.																				
X	WO A 96 25504 (SHELL INTERNATIONALE RESEARCH MAATSCHAPPIJ B.V.) 22 August 1996 See in particular pages 22-27	1-5, 7, 8, 10-20, 22-27																				
X	Plant Cell Reports (1998) 17, pages 591-6. Perez-Molphe-Balch, E. et al. "Regeneration of transgenic plants of Mexican lime from <i>Agrobacterium rhizogenes</i> -transformed tissues." See entire document.	1-5, 7-20, 22-27																				
<input checked="" type="checkbox"/> Further documents are listed in the continuation of Box C <input checked="" type="checkbox"/> See patent family annex																						
<p>* Special categories of cited documents:</p> <table border="0"> <tr> <td>"A"</td> <td>document defining the general state of the art which is not considered to be of particular relevance</td> <td>"T"</td> <td>later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention</td> </tr> <tr> <td>"E"</td> <td>earlier application or patent but published on or after the international filing date</td> <td>"X"</td> <td>document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone</td> </tr> <tr> <td>"L"</td> <td>document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)</td> <td>"Y"</td> <td>document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art</td> </tr> <tr> <td>"O"</td> <td>document referring to an oral disclosure, use, exhibition or other means</td> <td>"&amp;"</td> <td>document member of the same patent family</td> </tr> <tr> <td>"P"</td> <td>document published prior to the international filing date but later than the priority date claimed</td> <td></td> <td></td> </tr> </table>			"A"	document defining the general state of the art which is not considered to be of particular relevance	"T"	later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention	"E"	earlier application or patent but published on or after the international filing date	"X"	document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone	"L"	document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Y"	document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art	"O"	document referring to an oral disclosure, use, exhibition or other means	"&"	document member of the same patent family	"P"	document published prior to the international filing date but later than the priority date claimed		
"A"	document defining the general state of the art which is not considered to be of particular relevance	"T"	later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention																			
"E"	earlier application or patent but published on or after the international filing date	"X"	document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone																			
"L"	document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Y"	document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art																			
"O"	document referring to an oral disclosure, use, exhibition or other means	"&"	document member of the same patent family																			
"P"	document published prior to the international filing date but later than the priority date claimed																					
Date of the actual completion of the international search 6 January 2000		Date of mailing of the international search report 10 JAN 2000																				
Name and mailing address of the ISA/AU AUSTRALIAN PATENT OFFICE PO BOX 200, WODEN ACT 2606, AUSTRALIA E-mail address: pct@ipaaustralia.gov.au Facsimile No. (02) 6285 3929		Authorized officer  <b>TERRY MOORE</b> Telephone No.: (02) 6283 2569																				

## INTERNATIONAL SEARCH REPORT

International application No.

PCT/NZ 99/00155

C (Continuation). DOCUMENTS CONSIDERED TO BE RELEVANT		
Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
X	Plant Cell Reports (1998) 17, pages 435-40. Nakamura, Y. et al. "Agrobacterium-mediated transformation and plant regeneration from hypocotyl segments of Japanese persimmon ( <i>Diospyros kaki</i> Thunb)." See the entire document.	1-5, 7-20, 22- 27
X	Physiologia Plantarum (1997) 99, pages 554-61. Tzifira, T. et al. "Transformation and regeneration of transgenic aspen plants via shoot formation from stem explants." See the entire document.	1-5, 7-20, 22- 27
X	Plant Cell Reports (1996) 16, pages 38-41. Ueno, K. et al. "Genetic transformation of <i>Rhododendron</i> by <i>Agrobacterium tumefaciens</i> ." See the entire document.	1-5, 7-20, 22- 27
X	Canadian Journal of Forest Research (1994) 24, pages 2059-67. Shin, D-I. et al. "Transgenic larch expressing genes for herbicide and insect resistance." See the entire document.	1-27
X	Plant Cell Reports (1994) 13, pages 541-5. Kaneyoshi, J. et al. "A simple and efficient gene transfer system of trifoliolate orange ( <i>Poncirus trifoliata</i> Raf.)." See the entire document.	1-5, 7-20, 22- 27

**INTERNATIONAL SEARCH REPORT**  
Information on patent family members

International application No.  
**PCT/NZ 99/00155**

This Annex lists the known "A" publication level patent family members relating to the patent documents cited in the above-mentioned international search report. The Australian Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

Patent Document Cited in Search Report				Patent Family Member			
WO	96 25504	AU	49402/96	EP	808372	GB	2298205
		NZ	303170				
END OF ANNEX							